

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 19TH OCTOBER 2007 / 27TH ASWINA 1929

WP(C).No. 31046 of 2007(U)

PETITIONER:

N.C.KARUNADAS, S/O.GOVINDAN NAIR,
NODIYA PARAMBIL CHARAMTHODI,
ARIYALLUR P.O., MALAPPURAM DISTRICT.

BY ADV. SRI.T.KRISHNAN UNNI

RESPONDENTS:

1. VALLIKUNNU GRAMA PANCHAYATH,
REPRESENTED BY ITS SECRETARY,
P.O.VALLIKUNNU, MALAPPURAM DISTRICT.
2. SECRETARY, VALLIKUNNU GRAMA PANCHAYATH
P.O.VALLIKUNNU, MALAPPURAM DISTRICT.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 19/10/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C) No.31046 of 2007

Dated: 19th October, 2007

JUDGMENT

I do not propose to go into the merits of the matter. The grievance of the petitioner is that though his building do not offend the CRZ Regulations, the Panchayat has issued Ext.P3 as though the CRZ Regulations have been violated while constructing the building. The petitioner has filed Ext.P4 representation before the Secretary of the Panchayat. The Secretary of the Panchayat is directed to consider Ext.P4 in the light of the various grounds raised in the Writ Petition, the documents produced along with the same and take a decision on Ext.P4 after hearing the petitioner. Decision as directed above will be taken at the earliest and at any rate within three months of receiving copy of the judgment together with a copy of the Writ Petition and all the exhibits. Considering the submissions of the learned counsel for the petitioner, demolition of the building pursuant to Ext.P3 will be kept in abeyance for a period of one month. If the petitioner wants extension of this period, it is open to him to approach the 2nd respondent in that regard and if such a request is received from the

petitioner, the 2nd respondent will consider that request.

The Writ Petition is disposed of as above.

srd

PIUS C.KURIAKOSE, JUDGE